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SEP 9 2010	
CLERK US DISTRICT COURT DISTRICT OF NEVADA	
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**UNITED STATES DISTRICT COURT**

**DISTRICT OF NEVADA**

UNITED STATES OF AMERICA,

Plaintiff,

v.

CELSO BOTELLO,

Defendant.

2:10-CR-446-LDG (RJJ)

**PRELIMINARY ORDER OF FORFEITURE**

This Court finds that on September 9, 2010, defendant CELSO BOTELLO pled guilty to a One-Count Superseding Criminal Information charging him with Possession of a Controlled Substance with Intent to Distribute, in violation of Title 21, United States Code, Section 841(a)(1) and (b)(1)(A)(viii).

This Court finds defendant CELSO BOTELLO agreed to the forfeiture of property set forth in Forfeiture Allegation of the Superseding Criminal Information.

This Court finds, pursuant to Fed. R. Crim. P. 32.2(b)(1) and (2), the United States of America has shown the requisite nexus between property set forth in the Forfeiture Allegation of the Superseding Criminal Information and the offense to which defendant CELSO BOTELLO pled guilty.

The following assets are subject to forfeiture pursuant to Title 21, United States Code, Section 853(a)(2):

- a) \$3,269.32 seized from Wells Fargo Account Number 5129131933;
- b) \$58,513.96 seized from Wells Fargo Account Number 1253406126;

- c) a ballistic vest;
- d) a Echasa-Eibar 22 caliber handgun and magazine serial number 63817;
- e) Ruger P95 9 mm handgun and magazine serial number 316-52236;
- f) Beretta 32 auto handgun and two magazines serial number DAA 397172;
- g) gold plated Desert Eagle .41 cal/.44 cal handgun and magazine serial number 55592;
- h) Smith and Wesson model M&P 15 long rifle and magazine serial number 31252; and
- i) any and all ammunition.

This Court finds the United States of America is now entitled to, and should, reduce the aforementioned property to the possession of the United States of America.

NOW THEREFORE, IT IS HEREBY ORDERED, ADJUDGED, AND DECREED that the United States of America should seize the aforementioned property.

IT IS FURTHER ORDERED, ADJUDGED, AND DECREED all right, title, and interest of CELSO BOTELLO in the aforementioned property is forfeited and is vested in the United States of America and shall be safely held by the United States of America until further order of the Court.

IT IS FURTHER ORDERED, ADJUDGED, AND DECREED the United States of America shall publish for at least thirty (30) consecutive days on the official internet government forfeiture website, [www.forfeiture.gov](http://www.forfeiture.gov), notice of this Order, which shall describe the forfeited property, state the time under the applicable statute when a petition contesting the forfeiture must be filed, and state the name and contact information for the government attorney to be served with the petition, pursuant to Fed. R. Crim. P. 32.2(b)(6) and Title 21, United States Code, Section 853(n)(2).

IT IS FURTHER ORDERED, ADJUDGED, AND DECREED a petition, if any, must be filed with the Clerk of the Court, 333 Las Vegas Boulevard South, Las Vegas, Nevada 89101.


...

1 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED a copy of the petition, if any,  
2 shall be served upon the Asset Forfeiture Attorney of the United States Attorney's Office at the  
3 following address at the time of filing:

4 MICHAEL A. HUMPHREYS  
Assistant United States Attorney  
5 DANIEL D. HOLLINGSWORTH  
Assistant United States Attorney  
6 Lloyd D. George United States Courthouse  
333 Las Vegas Boulevard South, Suite 5000  
7 Las Vegas, Nevada 89101.

8 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED the notice described herein  
9 need not be published in the event a Declaration of Forfeiture is issued by the appropriate agency  
10 following publication of notice of seizure and intent to administratively forfeit the above-described  
11 property.

12 DATED this 9 day of Sept, 2010.

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UNITED STATES DISTRICT JUDGE  
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